

REMARKS

The Office Action dated January 21, 2009 has been received and carefully noted. The above amendments to the claims, and the following remarks, are submitted as a full and complete response thereto.

Claims 76-78 have been amended to more particularly point out and distinctly claim the subject matter of the invention. No new matter has been added and no new issues are raised which require further consideration or search. Claims 38-78 are presently pending. Claims 76-78 are submitted for reconsideration.

The Office Action indicated that claims 38-75 have been allowed. Applicant wishes to thank the Examiner for the allowance of these claims. However, Applicant submits that claims 76-78 are also in condition for allowance. An allowance thereof is respectfully requested.

Claims 76-78 were rejected under 35 U.S.C. §101 for allegedly being directed to non-statutory subject matter. Applicant notes that the last line of page 2 and the first 5 lines of page 3 of the Office Action dated January 21, 2009 clearly indicated that a computer readable medium followed by a computer program constitutes statutory subject matter. Applicant has amended claims 76-78 to recite "A computer readable medium embodying a computer program..." Accordingly, claims 76-78 are directed to statutory subject matter and are in condition for allowance.


For at least the reasons discussed above, Applicants respectfully submit that the each of the pending claims 38-78 are in condition for allowance. It is therefore

respectfully requested that all of claims 38-78 be allowed, and this application passed to issue.

If for any reason the Examiner determines that the application is not now in condition for allowance, it is respectfully requested that the Examiner contact, by telephone, the applicant's undersigned representative at the indicated telephone number to arrange for an interview to expedite the disposition of this application.

In the event this paper is not being timely filed, the applicant respectfully petitions for an appropriate extension of time. Any fees for such an extension together with any additional fees may be charged to Counsel's Deposit Account 50-2222.

Respectfully submitted,



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